

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

**FILED**

MAR 29 2021

JAMES COLE, on behalf of himself and  
all others similarly situated,

Plaintiff-Appellant,  
v.

CRST VAN EXPEDITED, INC., FKA  
CRST, Inc., an Iowa Corporation; DOES,  
1-50, inclusive,

Defendants-Appellees.

No. 17-55606

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

D.C. No.  
5:08-cv-01570-VAP-SP  
Central District of California,  
Riverside

ORDER

Before: RAWLINSON and HURWITZ, Circuit Judges, and BOUGH,\* District Judge.

Appellee's Renewed Motion to Dismiss Appeal as Moot, filed March 26, 2021, is DENIED.

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\* The Honorable Stephen R. Bough, United States District Judge for the Western District of Missouri, sitting by designation.